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CLASS B

App. F. IX—4

1960.

File No. AFD 108 FGD 60

Previous References.

Serial Nos.

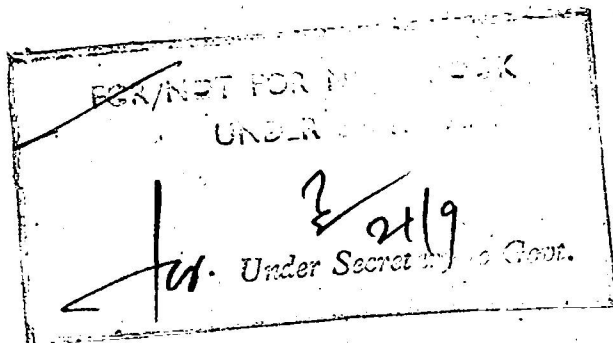
Att. DEM.

Later References.

For. M

MYSORE GOVERNMENT SECRETARIAT

Serial Nos.



Part B for

SUBJECT

grant of grazing land called "Shivapura
Kaval", Madihalli hobli, Belur Taluk
Hassan Dist.

Rejected.

12/8/60
30/8/61

WD 04708—GFB—1,00,000—11-4-60

A
1/4/04
Vatukal (2/2/5)
ಸರ್ಕಾರಿ ಜಮೀನುಗಳ ವಿಭಾಗ,
ಮೈಸೂರು, ಕರ್ನಾಟಕ ಸರ್ಕಾರ.
(ಸಹಾಯಕ)

Can

Serial
No.

1 Subject:- Grant of grazing land
called " Shivapura Kaval ", Halakatti
Taluk, Belur Taluk, Hassan Dist.

2

Please see the pnd Diary 7341 dt
10-8-60 and ~~the~~ the meaning of
the M (F & T) as follows:-

" M. R.D. may see and if he feels
may pl issue circular that Revenue
officials should ascertain whether the
land is Revenue or forest, before they
grant it for Agriculture and consult
Forest Dept before they do so invariably."

3

on another appln. from the same
petitioner, Govt desire a report from
the D.F.O. Hassan and submit thereafter
In the circumstances, the petition will
be sent ^{separately} to the D.F.O. Hassan for a
Report early and the file may now be
sent to the RD for taking action
as stated in para 2 above.

AFD 7390/60
17/8/60

16 AUG 1960

17/8/60

12/8/60

2.7.0 or any further action

2

RD)

17/8/60

10/8

5

A circular is ~~ready~~ order issued today
in file no. RD/62 1 BM 59. Hence no separate action
is necessary as regards para 2. With this information
this may be returned to A & F Dept.

17/8

MS

17/8

Note.-Contn. Sheet

15/8/60
23/8/60

17/8/60

17/8/60

File No. RD 108 POK 60 of 195

Mysore Government
Secretariat

Serial
No.

6

RD may be requested to make
available a copy of their O.M. No.

RD 135 LGS 57 dt 31-3-60 and

a copy of circular No. RD 868 LBD 59

dt 18-12-59 before papers are sub-
mitted to Govt.

2.2.0. Compliance

27/8/60

RD

29/9/60
usg

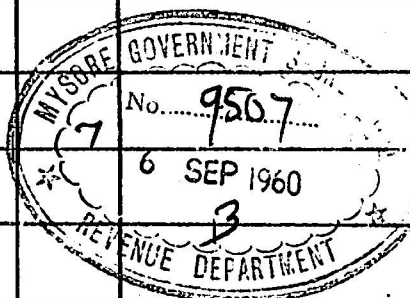
29/8

A copy of circular M.R. 135 LGS 57 dated
31-3-1958 is placed in the file. This may now
~~be referred to A & F Dept. Reference para 6~~
~~of the notes.~~ and circular M. RD 868 LBD 59
dated 18-12-1959 and circular No
15/10/60 RD. 873 LBD 59 dated 16-9-1960.

This may now be sent to A & F Dept.
with reference to para 6 of the notes.

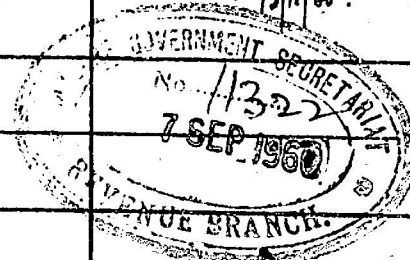
17/10/60
17/10/60

11/72 / 14/10
14/10/60



11/8

11/9/60
Pl. speak At circular
and to 12
13/11/60



8

8

Copies on the subject got
from the RD may lie over in
the file till the report called for
as stated in para 3 on is received
from the D.P.O. Hassan. In the

Serial
No.

meanwhile, he will be re-issued and the fair part up may please be approved.

Sw
27/10

9

24/10

25/10

Issued on 24-10-60

28/10

27/10

11/c

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Diary 10815/60 dt 16/11/60 for perusal.

11

The pnd is a copy of the letter addressed to the C.F. Shimoga, and is in the nature of an ad-interim reply. We may therefore await the report from the CCG, and in the meanwhile this may be filed for the perusal.

16/11/60

For perusal

19/11/60

17/11

Sw

21/11

1/12

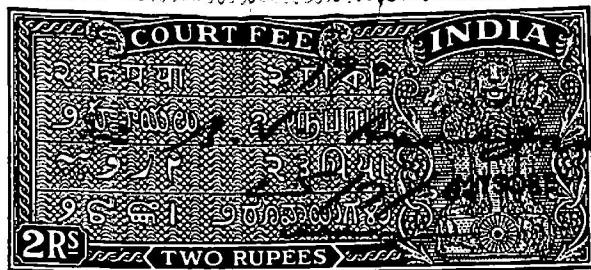
B

2

May be filed as 'B'

30/8/60

3-30/8/60



10 To
6/8

The Hon'ble Minister for Forests,
Government of Mysore,
Bangalore.

H. R. D. may see
& if he feels may be
issue circular that
Revenue officials should ascertain
whether the land is Revenue
or forest before they
grant it. As per
Council's order
before they do so immediately

2000
28/2
K. I. P. P.
Minister for Forests & Transports

S m V

Respected Sir,

I, the undersigned, B.V. Anne Gowda, son of Sri
Venkate Gowda, Bantnahalli, Madihalli Hobli, Belur
Taluk, Hassan District, the Vice-Chairman, Savasihalli
Village Panchayathi, beg to submit as follows:-

1. A grazing land, called 'Shivapura Kaval' measuring
a thousand and odd acres belonging to Madihalli Hobli,
Belur Taluk, formerly belonged to the Agricultural
Department.
2. After a great deal of agitation by landless
agriculturists of the surrounding villages, the above
land was surrendered to the Revenue Department for
distribution among the landless agriculturists for
cultivation.
3. Thereafter, the Revenue Department distributed the
land among the landless agriculturists of the neighbouring
villages. This petitioner is one of the grantees and
he is given four acres of land. Likewise several others
are given four acres each. The Revenue Department has
recovered an upset price and cess from the grantees, and
some of them are given Saguvali Chits also.
4. The land was got surveyed. The grantees have
begun to cultivate their respective bit of land.

. 2 .

5. Now the authorities of the Forest Department ~~have~~ are disturbing the grantees on the ground that the land belongs to the Forest Department and that the grants of the land by the Revenue Department is illegal.

6. The Revenue Authorities are feeling helpless in the matter and have asked the grantees to approach the Authorities of the Forest Department get the position clarified.

Hence, on behalf of the Grantees, I humbly request you kindly to get the connected records, look into them and if it is found that the lands belong to the Forest Department, to release the same to the Revenue Department for distribution as stated above as there are no trees worth the name in the land to warrant retention as forest land.

Yours faithfully,

Bangalore.

25-7-60.

Petitioner.

ನಮಗೆ ಸಿಕ್ಕಿರುವ ಮಾಹಿತಿ

ಮೇರೆಗೆ ಕೆಳಕಂಡಂತಿ. ಲಿ: ಪ್ರಾಧಿಕಾರಿಗಳಿಗೆ

(7)
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GOVERNMENT OF MYSORE

No.RD 162 LBM 59

Mysore Government Secretariat,
Vidhana Souda,
Dated, Bangalore, 19th August, 1960
Sravana , Saka Era, 1882.

CIRCULAR.

Sub:-Forest lands under the control of the Forest
Department - should not be granted by Revenue
Officers without consulting Forest Department.

1. In O.M. No.RD 135 LGS 57, dated the 31st March 1958 it was indicated that when encroachments on lands belonging to another department come to the notice of the officers of the Revenue Department they should bring it to the notice of the concerned department and not take action 'sub - mot' under the Revenue law against the offenders. In circular No.RD 868 LBD 59 dated 18-12-1959 it has been stated that no lands within 110 yards of the 'D' line of a State Forest should be granted for cultivation. This circular however applies to the Forests in old Mysore area.

2. It has come to the notice of Government that in several cases the officers of the Revenue Department have granted forest lands for cultivation without consulting the Forest Department. Such grants by Revenue Officers without consulting the forest authorities are quite irregular and will result in denudation of the forest wealth of the State. No forest lands should, therefore, be granted for cultivation without first consulting the Forest Department. Government will take serious notice of such irregular grants of forest lands by Revenue Officers in future


(M. Venkatagiri Raju),
Under Secretary to Government,
Revenue Department.

To
All the Divisional Commissioners.
All the Deputy Commissioners.
Chief Conservator of Forests.

Copy to :
Agriculture and Forest Department.
Weekly Gazette.
Stock File,
S.G.F.

Sn/-

GOVERNMENT OF MYSORE

MYSORE GOVERNMENT SECRETARIAT
VIDHANA SOUDHA.

No. RD 1351G357

Bangalore, Dated 31st March, 1958.

OFFICIAL MEMORANDUM

In the absence of clear instructions regarding the action to be taken in cases of encroachments of lands in the possession of various Government Departments other than Revenue Department, there have been some cases where the Revenue Officers took action under the provisions of the Revenue law, while the Department concerned launched prosecutions under the special law applicable to that Department. In one such case it has been held by the Court that the offenders cannot be prosecuted after they had been dealt with under the Revenue Law. As the penalty which can be imposed under the special law applicable to various classes of reserved lands is generally more stringent than that which can be imposed under the Revenue law, it is desirable that action under the Revenue law should be taken only after the Department concerned has decided not to launch a prosecution.

Government direct that when lands in charge of any Department of Government, other than Revenue Department, are cultivated without permission or otherwise unauthorisedly used, officers of the Revenue Department should not sue or take action under the Revenue law against the offenders. When such cases come to their notice, the officers of the Revenue Department should promptly send on the information to the Department which is in charge of the land.

The primary responsibility for detecting and taking action in respect of encroachments into lands in their charge should be that of the staff of the Department concerned, but if such encroachments come to the notice of other Departments, the matter should be reported to the authorities concerned for suitable action. Revenue Officers should, however, take further action if any Department makes a request to deal with encroachments of Government land under provisions of the Revenue Law.

Sd. (M. VENKATAGIRI RAJU)
UNDER SECRETARY TO GOVERNMENT,
REVENUE DEPARTMENT.

He Heads of Departments.
He Divisional Commissioners.
He Deputy Commissioners of Dists.

cc:-

the Secretary to Government, Agricultural and Forest Department.
the Secretary to Government, Local Self Govt. and Public Health Department.
the Secretary to Government, Commerce and Industries
the Secretary to Government, Education Department.

' COPY '

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GOVERNMENT OF MYSORE

No.RD 868 LBD 59

Mysore Government Secretariat,
Vidhana Soudha,
Dated, Bangalore the 18th Dec. 1959
Margasira 25 Saka 1881

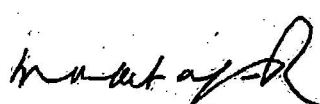
CIRCULAR

Sub: Instructions not to grant lands for cultivations
within 110 yards from 'D' line of State Forests.

According to the instructions contained in Section 5 of the Mysore Forest Manual 1957, lands coming within the margin of 110 ^{yards} ~~yards~~ from the 'D' line of a State Forest should not be given out for cultivation.

It has been brought to the notice of Government that in spite of these instructions, in certain cases lands coming within the margin of 110 yards have been disposed of by the Revenue Authorities under Darakhast Rules.

The Deputy Commissioners are therefore requested to ensure that lands coming within the margin of 110 ^{yards} ~~yards~~ from the 'D' line of a State Forest are not disposed of for cultivation, in accordance with the instructions referred to above.


(M. Venkatagiri Raju),
Under Secretary to Government,
Revenue Department.

MS-NS 50/

To:
The Divisional Commissioners of Mysore and Bangalore Divisions.
The Deputy Commissioners of Mysore and Bangalore Divisions.
The Chief Constervator of Forests in Mysore, Bangalore.

Copy to:-
Secretary to Government, Agriculture and Forest Dept. (M.G.S).
Weekly Gazette.
Stock File.

bcs.18/12/59.

(M.G.S. 50 copies).

(18)

GOVERNMENT OF MYSORE

No. RD 873 LBD 59.

Mysore Government Secretariat,
Vidhana Soudha,
Dated, Bangalore, 16th Sept. 1960.
Bhadrapada, Saka Era, 1882.

CIRCULAR.

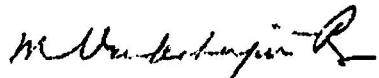
Subject:- No lands within 110 yards of the 'D' line of State Forests should be granted for cultivation - Amendment to Circular No. RD 868 LBD 59 dated the 18th December 1959.

In Circular No. RD 868 LBD 59, dated the 18th December 1959 it was stated that no land coming within the margin of 110 yards from the 'D' line of a State Forest should be disposed of for cultivation.

Section 5 of the Mysore Forest Manual 1957 states as follows:-

"When it is found absolutely necessary to take the boundary line along cultivated fields, a margin of 110 yards should be left and this should on no account be given out for cultivation."

As it has been brought to the notice of Government that in spite of these instructions, in certain cases lands coming within the margin of 110 yards have been disposed of by the Revenue Authorities under Darkhast rules, the Deputy Commissioners are requested to ensure that lands coming within the margin of 110 yards of the 'D' line of a State Forest are not disposed of for cultivation, in accordance with the instructions referred to above.


(M. Venkatagiri Reddy),
Under Secretary to Government,
Revenue Department,

N.M.M.

To

The Divisional Commissioners of Mysore and Bangalore Divisions.

The Deputy Commissioners of Old Mysore area.

The Chief Conservator of Forests in Mysore, Bangalore, with reference to his letter No. B3-31121/59 dated 19-4-60.

Copy to Agriculture and Forest Department.

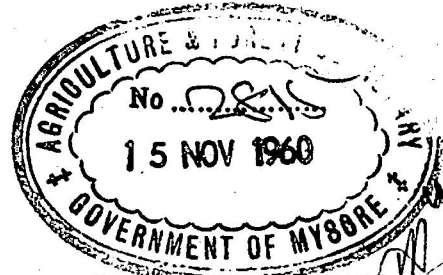
Weekly Gazette
S.F.
S.G.F.,

No.M.76-201/60-61

11 ① F
District forest office, Hassan,
dated 11th November 60

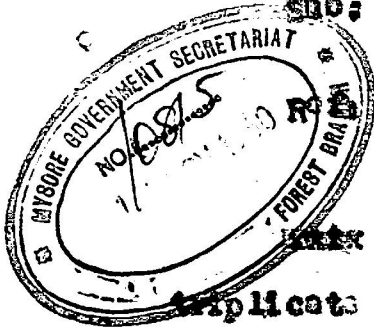
TO

The conservator of forests,
shimoga circle,
shimoga.



Sir,

sub: petition of Sri B. V. Annegowda, bentanahalli belur taluk
for grant of lands in shivapura kaval.



Memo No. APD 7606/60 dated 29-3-1960 of the Under Secretary
to Government, Agriculture and Forest Department, Bangalore.

With reference to the above, I submit the report in
triplicate for kind perusal, the following people of Advigantnahalli
have begun to cultivate the area in gangagudda state forest unautho-
risedly. The range officer, Hassan, has reported that the surrounding
villagers of Adivi-bentanahalli is unauthorisedly cultivating in the
state forest segurgudda state forest and in p' line also, when the
concerned forest guard has attempted to prevent the cultivation work, in
segurgudda state forest, they did not care to stop the work.

- 1) gagavagowda bin pyavagowda)
2. Manjagowda bin pyavagowda)
3. pyavagowda bin gagavagowda)
4. Maknathi kale gowda bin)
Thinnagowda of Adive-Banganahalli.)

In this connection I write to state that a joint inspection
was conducted with the revenue sub division officer and the District
Survey Officer, Hassan on 14-3-1960. It was decided at the time of
joint inspection that the lands was granted by the tahasildar, belur
taluk comes within the state forest though the area was surveyed by the
revenue surveyor duly fixing the boundary marks. The deputy commi-
ssioner, Hassan was addressed with this office no. 1433 dated 17-3-60
that the sagavalichits already issued by the revenue department may
kindly be withdrawn and action taken to evict the parties from these
cultivated areas, so far no action was taken by the revenue department
either to withdraw the saguvali chits nor to evict the parties from
the unauthorisedly cultivated areas.

Again the parties are started to cultivate in the same area
by threatening the concerned forest guard.

P. t. o

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(12)

Due to above said reasons I have instructed the range forest officer, Hassan to launch a forest case against the offenders in a court of law, and requesting the district superintendent of police Hassan to give necessary instructions to the police prosecuting inspector to conduct the case in the court.

Accordingly the case was launched in the district magistrate's court with the help of the police prosecutor and case ended with a fine of Rs. 25/- to each of the offenders on 17-10-60.

Action is being taken to evict the parties from the geegur - gudda state forest (from the cultivated lands).

The sketch showing the area unauthorisedly cultivated by the villagers of Agavi-bantamchalli in geegur-gudda state forest is enclosed herewith for kind perusal.

A copy of report is also submitted to the secretary to Government forest, and agriculture, Bangalore on his reminder dated 27-10-1960.

Yours faithfully,

sd/-

(Marcel D'souza)

District forest officer.

1. Copy submitted to the Secretary to Government, Forest and Agriculture, in Mysore Bangalore for kind information with reference to his No. AFD 108 FGL 60 dated 27th October 1960.
2. Copy to the Range officer, Hassan for information the result of the case may be submitted early with copy of the judgement of Magistrate for disposal of the case early. Immediate action to evict the parties should be taken with the help of police.

(Marcel D'souza)

District forest officer.

R